

CORPS OF ENGINEERS DANGER ZONES AND RESTRICTED AREAS
33 CFR 334

DANGER ZONE -- defined area of waters of the U.S. where hazardous operations occur that may place public at risk. Area may be closed to public on basis stated in regulation

RESTRICTED AREA-- defined area of waters of the U.S. where hazardous operations occur that place public at risk. Area is closed or has limited use as stated in regulation.

ENFORCING AGENCY-- identified in regulation and is usually the agency conducting the hazardous operations.

PROCESS

1. Agency proposing danger zone or restricted area (or amendment to an existing one) clearly identifies:
 - a. hazardous operations and whether to propose danger zone or restricted area.
 - b. location of waters of U.S. (8 1/2 x 11 project area with gps location of area boundaries and signage location)
 - c. proposed restriction language
 - d. enforcing mechanism
2. Agency management provides above information to local regulatory field office with supporting data and technical Point of Contact.
3. Local regulatory field office prepares a Preliminary Environmental Assessment (EA) to determine an Initial Recommendation. EA and Initial Recommendation is forwarded to Project Manager in Wilmington District Regulatory Division for processing.
4. Wilmington Regulatory Division prepares Initial Notification of action for the Federal Register and forwards request through the South Atlantic Division Regulatory Office to the Regulatory Division, Headquarters, USACE (ATTN David Olson).
5. The local regulatory field office issues a 30-day Public Notice when the Initial Notification is published in the Federal Register. Comments on the Federal Register and Public Notice will be provided to proposing agency for written responses.

6. Proposing agency provides written responses to local regulatory field office.
7. The local regulatory field office will prepare a Final EA and Final Notification for the Federal Register and provide to the Wilmington Regulatory Division. The Regulatory Division will provide the documents through the South Atlantic Division Regulatory Office to the Regulatory Division, Headquarters, USACE (ATTN David Olson) for publication in the Federal Register.
8. The local regulatory field office will issue a Final Public Notice that contains reference to the Federal Register notice and contact the proposing agency POC that the Danger Zone/Restricted Area is approved/disapproved.